



Order Filed on December 7, 2018  
by Clerk  
U.S. Bankruptcy Court  
District of New Jersey

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

**JENKINS & CLAYMAN**

Eric J Clayman, Esquire  
412 White Horse Pike  
Audubon, NJ 08106  
(856) 546-9696  
Attorneys for the Debtor

In Re:

Darlene Duque-Garcia

Case No.: 18-12088

Adv. No.:

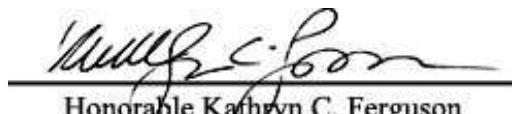
Hearing Date:

Judge: KCF

**AMENDED ORDER TO EMPLOYER TO  
PAY CHAPTER 13 TRUSTEE**

The relief set forth on the following pages, number two (2) through three (3) is hereby  
**ORDERED.**

**DATED: December 7, 2018**

  
Honorable Kathryn C. Ferguson  
United States Bankruptcy Judge

**(Page 2)**

Debtor: Darlene Duque-Garcia  
Case No: 18-12088  
Social Security No: xxx-xx-0025  
Caption of Order: Order to Employer to Pay Chapter 13 Trustee

---

The above-named debtor has filed a proceeding under Chapter 13 of Title 11 of the United States Bankruptcy Code. The debtor's future earnings have been submitted to the jurisdiction of this Court, in furtherance of the debtor's Chapter 13 plan.

**NOW, THEREFORE, PURSUANT TO 11 U.S.C. § 1325(c) AND § 105, IT IS ORDERED** that, until further order of this Court, the employer or other party providing income to said debtor shall deduct from the earnings or income of said debtor the following sums each pay period, beginning on the next pay day following receipt of this order, and shall deduct the same amount for each pay period thereafter, including any period for which the debtor receives periodic or lump sum payment for or on account of vacation, termination or other benefits, arising out of present or past employment of the debtor, and to forthwith remit the sum so deducted to the Chapter 13 Standing Trustee.

**Debtor's Employer and Address:**

Mercer County  
640 S. Broad Street  
Trenton, NJ 08611  
ATTN: Payroll Department

**Trustee to Whom Payments Must be Forwarded:**

Albert Russo, Trustee  
PO Box 933  
Memphis, TN 38101

**Amount to be Deducted:**

**Monthly  \$564.00**

IT IS FURTHER ORDERED that the employer or other party making payments shall note the debtor's name and bankruptcy case number on the checks to the trustee.

**(Page 3)**

Debtor: Darlene Duque-Garcia  
Case No: 18-12088  
Social Security No: xxx-xx-0025  
Caption of Order: Order to Employer to Pay Chapter 13 Trustee

---

IT IS FURTHER ORDERED that said employer or other party shall notify said trustee and mortgagee(s) if the earnings or income of said debtor are terminated, and the reasons for such termination.

IT IS FURTHER ORDERED that all earnings and wages of the debtor, except the amounts required to be withheld by the provisions of any laws of the United States, the laws of any State or political subdivision, or by any insurance, pension or union dues agreement between employer and the debtor, or by the order of this court, shall be paid to the debtor in accordance with employer's usual payroll procedure.

IT IS FURTHER ORDERED that no deduction for or on account of any garnishment, wage assignment, credit union or other purpose not specifically authorized by this Court shall be made from the earnings of said debtor.

IT IS FURTHER ORDERED that an order dismissing the debtor's bankruptcy case shall constitute a termination of the requirement to make payments under this order.

IT IS FURTHER ORDERED that this order supersedes previous orders, if any, made to the subject employer or other party in this cause.

IT IS FURTHER ORDERED that the attorney for the debtor shall serve copies of this order on the employer or other party, the trustee, and the mortgagee(s) within five days.

IT IS A VIOLATION OF 15 U.S.C. § 1674 AND N.J.S.A. 2A:170-90.4 FOR AN EMPLOYER TO DISCHARGE AN EMPLOYEE OR TAKE ANY OTHER DISCIPLINARY ACTION BECAUSE OF A WAGE GARNISHMENT. AN EMPLOYER VIOLATING SAID STATUTES IS SUBJECT TO FINES AND IMPRISONMENT.

**Certificate of Notice Page 4 of 4**  
**United States Bankruptcy Court**  
**District of New Jersey**

In re:  
 Darlene Duque-Garcia  
 Debtor

Case No. 18-12088-KCF  
 Chapter 13

**CERTIFICATE OF NOTICE**

District/off: 0312-3

User: admin  
 Form ID: pdf903

Page 1 of 1  
 Total Noticed: 1

Date Rcvd: Dec 07, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 09, 2018.

db +Darlene Duque-Garcia, 85 Theresa Street, Trenton, NJ 08618-1529

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
 NONE.

TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
 USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Dec 09, 2018

Signature: /s/Joseph Speetjens

**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 7, 2018 at the address(es) listed below:

Albert Russo docs@russotrustee.com  
 Denise E. Carlon on behalf of Creditor NATIONSTAR MORTGAGE LLC D/B/A MR. COOPER  
 dcarlon@kmllawgroup.com, bkgroup@kmllawgroup.com  
 Eric Clayman on behalf of Debtor Darlene Duque-Garcia jenkins.clayman@verizon.net,  
 connor@jenkinsclayman.com  
 Jeffrey E. Jenkins on behalf of Debtor Darlene Duque-Garcia jenkins.clayman@verizon.net,  
 connor@jenkinsclayman.com  
 John R. Morton, Jr. on behalf of Creditor Credit Acceptance Corporation  
 ecfmail@mortoncraig.com, mortoncraigecf@gmail.com  
 Rebecca Ann Solarz on behalf of Creditor NATIONSTAR MORTGAGE LLC D/B/A MR. COOPER  
 rsolarz@kmllawgroup.com  
 Robert P. Saltzman on behalf of Creditor U.S. Bank National Association, not in its  
 individual capacity but solely as trustee for the RMAC Trust, Series 2016-CTT dnj@pbslaw.org  
 Stephanie F. Ritigstein on behalf of Debtor Darlene Duque-Garcia jenkins.clayman@verizon.net,  
 connor@jenkinsclayman.com  
 U.S. Trustee USTPRRegion03.NE.ECF@usdoj.gov

TOTAL: 9